IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 5TH DECEMBER 2006 / 14TH AGRAHAYANA 1928

WP(C).No. 31172 of 2006(Y)

PETITIONER:

SREE MADHANANTHESWARA VINAYAKA TEMPLE,
REP. BY ITS EXECUTIVE OFFICER,
MADHUR P.O., KASARAGOD DISTRICT.

BY ADV. SMT.VIDHYA. A.C

RESPONDENTS:

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1. THE DISTRICT COLLECTOR,
KASARAGOD.

2. THE TAHSILDAR,
KASARAGOD.

3. THE ADDITIONAL TALUK SURVEYOR,
KASARAGOD.

BY G.P. SRI. I.V. PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 05/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR,J.

W.P.C.NO. 31172 OF 2006

Dated this the 5th day of December, 2006

JUDGMENT

The prayer in the Writ Petition is for direction to the second respondent to survey the properties assigned to the temple in 1996 for which patta was issued in 1998, demarcate the boundaries for the temple to develop the property. Counsel for the petitioner submitted that even though measurement was fixed some time in August 2004, the second respondent did not follow up the matter. In the circumstances, W.P. is disposed of directing the second respondent to survey the temple property and demarcate boundaries after identifying the property of the temple which is assigned to it by the Government in 1996. Survey should be conducted after notice to the temple officials and to the neighbouring owners and survey report should be submitted to it within a period of two months from the date of production of a copy of this judgment by the petitioner.

(C.N.RAMACHANDRAN NAIR)
Judge